

Courts generally have broad discretion in imposing sanctions under Rule 37 of the Federal Rules of Civil Procedure. National Hockey League v. Metropolitan Hockey Club, Inc., 427 U.S. 639 (1976). For the reasons stated in its Motion and supporting brief, the Court finds that sanctions are warranted here for Plaintiff's continued obstructive conduct. **The Court warns Plaintiff that failure to comply fully with any of the Court's Orders, the Local Rules, or the Rules of Civil**

Procedure may result in the further imposition of sanctions, which may include dismissal of the Complaint with prejudice.

NOW THEREFORE, IT IS ORDERED:

1. Defendant's Second Motion for Sanctions, or in the Alternative, to Compel Plaintiff's and Non-Party Dr. Nancy Miller's Appearance for Depositions," Doc. 35, is **GRANTED**. Within seven (7) calendar days of the date of this Order, Defendants shall schedule the depositions of Plaintiff and Dr. Miller. Plaintiff and Dr. Miller are ordered to appear and cooperate in their depositions as scheduled by Defendant.


2. Plaintiff is ordered to pay Defendant the reasonable attorney's fees and costs incurred in obtaining this Order and in reopening the depositions of Plaintiff and Dr. Miller, such amounts to be determined by the Court after reviewing an affidavit submitted by Defendant's counsel within seven (7) calendar days of the date of this Order.

3. "Defendant's Motion to Amend Pretrial Order and Case Management Plan to Extend the Deadline to File Dispositive Motions," Doc. 37, is **GRANTED**. The dispositive motion deadline is extended thirty (30) calendar days from the date of this Order.

4. The Clerk is directed to send copies of this Order to counsel for the parties, including but not limited to moving counsel; and to the Honorable Max O. Cogburn, Jr.

SO ORDERED.

Signed: May 6, 2014



David S. Cayer
United States Magistrate Judge

